



**West Virginia State Police**  
**725 Jefferson Road**  
**South Charleston, West Virginia 25309-1698**  
**Executive Office**

**Colonel Jan Cahill**  
**Superintendent**

January 28, 2019

VIA EMAIL [jake.zuckerman@wvgazettemail.com](mailto:jake.zuckerman@wvgazettemail.com)

Jake Zuckerman  
Charleston Gazette Mail  
1001 Virginia Street, East  
Charleston, West Virginia 25301

RE: FOIA Request- January 18, 2019

Dear Mr. Zuckerman,

Please be advised that the West Virginia State Police is in receipt of your request for dashcam footage of the November incident depicting an alleged beating of a 16-year-old male in Martinsburg and as stated in our response to you on December 6, 2018, the West Virginia State Police was not the investigating agency in the criminal matter of the juvenile; therefore you will need to contact the Berkeley County Prosecutor's Office.

Your request for any professional standards report and related documentation regarding the state police's internal investigation into the incident is denied as this is an active matter:

Pursuant to West Virginia Code § 29B-1-4 the following exemption applies:

(4) Records of law-enforcement agencies that deal with the detection and investigation of crime and the internal records and notations of such law-enforcement agencies which are maintained for internal use in matters relating to law enforcement.

Pursuant to West Virginia Code § 29B-1-3 et seq., the responsibility of the custodian of any public records or public body to produce the requested records for documents is at an end.

Sincerely,

*Mendi Craddock*

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